

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

| | | |
|-------------------------------------|---|------------------------------------|
| IKON OFFICE SOLUTIONS, INC. | : | |
| | : | |
| Plaintiff, | : | Civil Action No. 04-CV-2735 |
| | : | |
| v. | : | |
| DAVID RUPERT, | : | |
| | : | |
| Defendant/ Counterclaim | : | |
| Plaintiff, | : | |
| | : | |
| v. | : | |
| | : | |
| IKON OFFICE SOLUTIONS, INC., | : | |
| MATTHEW J. ESPE, and | : | |
| BETH SEXTON, | : | |
| | : | |
| | : | |
| Counterclaim | : | |
| Defendants. | : | |

**STIPULATION OF DISMISSAL WITH PREJUDICE
PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41**

The parties hereto, being all the parties of record, hereby stipulate to the dismissal with prejudice of the claims and counterclaims asserted in this action, each party to bear its own costs.

BY THE PARTIES:

/s/ Timothy T. Myers
Timothy T. Myers, Esquire
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DATED: September 15, 2004